



The British Columbia Gazette.

PUBLISHED BY AUTHORITY.

Vol. XII.]

VICTORIA, DECEMBER 14TH, 1872.

[No. 50.

Table of Contents.

Government Notices.

PROVINCIAL SECRETARY'S DEPARTMENT.

Court of Assize, at Nanaimo and New Westminster 1

Appointment 1

LANDS AND WORKS DEPARTMENT.

Notice of reserve of lands to the south and west of James Bay 2

Reserving tracts of Land on right bank of Columbia River ... 1

Tenders for Graving Dock..... 2

Reserving Lands in Chilcotin Country 2

Extending the time for the Graving Dock tender..... 2

Proclamations.

Convening the Legislative Assembly..... 1

Miscellaneous Notices.

Bankruptcy Notice—J. F. Hixon..... 2

Laying over Claims in Omineca..... 2

Laying over Claims in Cariboo..... 2

Laying over Claims in Kootenay..... 3

Notice of intended application for a Bill by Messrs. Diggle, 3

Dunsmuir & Co..... 3

Extract from Standing Orders respecting Private Bills..... 3

Notice of intended application for Water Bill..... 4

Do. do. do. do. by Victoria 4

Municipal Council 4

Notice of intended application for Railway Bill..... 4

Notices to Mariners..... 3

Bankruptcy Notice..... 3

PROVINCE OF BRITISH COLUMBIA.



Appointments.

PROVINCIAL SECRETARY'S OFFICE,
30th November, 1872.

HS Excellency the LIEUTENANT-GOVERNOR has been pleased to place BICKNELL GOULD CONEY, Esquire, of Chilcotin Valley, on the Commission of the Peace for the Province.

By Command.

A. ROCKE ROBERTSON,
Provincial Secretary.

Proclamations.

[L. S.] JOSEPH W. TRUTCH.

CANADA.

PROVINCE OF BRITISH COLUMBIA.

VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c., &c., &c.

To Our faithful the Members elected to serve in the Legislative Assembly of Our Province of British Columbia, and summoned and called to a meeting of the Legislature or Parliament, of Our said Province, at Our City of Victoria, on Friday, the Eleventh day of October next, to have been commenced and held, and every of you,—GREETING.

A PROCLAMATION.

J. F. MCCREIGHT, } WHEREAS the meeting of the
Attorney-General, } Legislature or Parliament

of the Province of British Columbia, stands called for Friday, the Eleventh day of October next, at which time, at Our City of Victoria, you were held and constrained to appear:

NOW KNOW YE that for divers causes and considerations, and taking into consideration the ease and convenience of Our loving subjects, We have thought fit, by and with the advice of Our Executive Council of the Province of British Columbia, to relive you, and each of you, of your attendance at the time aforesaid; hereby convoking, and by these presents enjoining you, and each of you, that on TUESDAY, the SEVENTEENTH day of the month of DECEMBER next, you meet Us in Our Legislature, or Parliament, of the said Province, at Our City of Victoria, for the DISPATCH OF BUSINESS, to treat, do, act, and conclude upon those things which in Our Legislature of the Province of British Columbia, by the Common Council of Our said Province may, by the favor of God, be ordained.

IN TESTIMONY WHEREOF, we have caused these Our Letters to be made Patent, and the Great Seal of Our said Province to be hereunto affixed: WITNESS, the Honorable JOSEPH WILLIAM TRUTCH, Lieutenant-Governor of Our said Province of British Columbia, in Our City of Victoria, in Our said Province, this Eighteenth day of September, in the year of Our Lord one thousand eight hundred and and seventy-two, and in the thirty-sixth year of Our Reign.

By Command.

RICHARD WOODS,
Registrar Supreme Court.

Government Notices.

NOTICE.

A COURT OF GENERAL ASSIZE AND GAOL Delivery and of Nisi Prius, will be held at each of the undermentioned places as follows:

Nanaimo—Wednesday, 4th December;

New Westminster—Thursday, 12th December.

Dated Victoria, 9th November, 1872.

By Command.

A. ROCKE ROBERTSON,
Provincial Secretary.

NOTICE.

NOTICE IS HEREBY GIVEN, that a tract of Land, containing 640 acres, situated on the right bank of the Columbia River, at the "Big Eddy," East end of the Eagle Pass, is reserved until further notice. The Storehouses of the Canadian Pacific Railway Survey are in the centre of said Reserve.

GEO. A. WALKEM,
Chief Commissioner of Lands & Works,
Lands & Works Office,
Victoria, 27th February, 1872.

NOTICE.

NOTICE IS HEREBY GIVEN, that a tract of Land, containing 640 acres, situated on the right bank of the Columbia River, about five miles South of the Blaeberry River, is reserved until further notice. The Storehouses of the Canadian Pacific Railway Survey are the centre of said Reserve.

GEO. A. WALKEM,
Chief Commissioner of Lands & Works.
Lands & Works Office,
Victoria, 27th February, 1872.

PUBLIC NOTICE.

WHEREAS by a Notice, under date of 27th April, 1872, and signed by GEO. A. WALKEM, Chief Commissioner of Lands and Works, Tenders for the construction of a Graving Dock, at Esquimalt, were invited to be sent in, addressed to the Chief Commissioner of Lands and Works, on or before noon of the 15th November, 1872.

NOTICE IS HEREBY GIVEN, that the time for sending in such Tenders has been and is hereby extended until noon of the 31st December next.

By Command.
B. W. PEARSE,
Surveyor General.
Lands and Works Department,
Victoria, 19th September, 1872.

PUBLIC NOTICE.

Reservation of Lands in Chilcotin Country.

THE whole of the Land in the Valley of the Chilcotin River, extending back on either side to the hill tops, is reserved from the operation of the "Land Ordinance, 1870," until further notice, and pending the location and allotment to the Indians of the Lands to be set apart for their use and enjoyment.

By Order in Council.
B. W. PEARSE,
Surveyor General,
for Chief Commissioner of Lands and Works.
Lands and Works Department,
Victoria, 30th August, 1872.

BRITISH COLUMBIA.

ESQUIMALT GRAVING DOCK.

THE GOVERNMENT OF BRITISH COLUMBIA are prepared to receive Tenders for the construction of a Graving Dock, at the Naval Station, Esquimalt Harbour, under the guarantee provided in the Twelfth Section of the Terms of Union of this Province with the Dominion of Canada, which Section is in the following words:—

"The Dominion Government shall guarantee the interest for ten years from the date of the completion of the work, at the rate of five per cent. per annum, on such sums, not exceeding £100,000 sterling, as may be required for the construction of a first class Graving Dock at Esquimalt."

The Dock to be of masonry, and of not less than the following dimensions:—

Length on floor 370 feet,
Do. over all 400 feet,
Width between copings 90 feet,
Do. on floor..... 45 feet,
Do. of entrance..... 63 feet.

To afford a depth of water on the sill of not less than 26½ feet at high water springs, and to be substantially constructed to the approval of Government, upon a site to be provided by the person whose tender may be accepted.

Further particulars as to site, borings, &c., may be obtained from T. A. BULKLEY, Esq., Chief Engineer to Government, upon application in writing to the Chief Commissioner of Lands and Works.

Tenders must specify the time within which the Dock will be completed, and must be accompanied by drawings and descriptions showing exact dimensions, materials, and mode of construction of proposed Dock.

Tenders are to be sealed, superscribed "Tender for Esquimalt Graving Dock," addressed to the Chief Commissioner of Lands and Works, Victoria, British Columbia, and delivered at his Office before noon of the 15th day of November, 1872.

Persons who may consider the above guarantee to be insufficient, are at liberty to tender on the basis of such supplemental guarantee by the Provincial Government, or upon such other financial inducements, as they may suggest.

The Government do not bind themselves to accept the lowest or any tender.

Each Tender must be accompanied by a Bond from the Contractor, and two sufficient sureties, for the payment of £10,000 to Her Majesty, Her heirs and successors, conditioned upon the due fulfilment of the Tender which it accompanies, provided it be accepted within three months from the said 15th November.

By Command.
GEO. A. WALKEM,
Chief Commissioner of Lands and Works.
Lands and Works Office,
Victoria, April 27th, 1872.

NOTICE.

FOR THE BETTER INFORMATION of the public generally, Notice is hereby given, that all of the Crown Lands lying to the South and West of James' Bay have heretofore been and continue still to be reserved by the Government of British Columbia, and that the said Lands are therefore not open to Pre-emption by any person.

GEO. A. WALKEM,
Chief Commissioner of Lands & Works.
Lands and Works Office,
Victoria, B. C., 9th February, 1871.

Miscellaneous Notices.**Bankruptcy Notice.**

WHEREAS the Court authorized to act in the prosecution of a Petition for adjudication of Bankruptcy, filed on the 10th day of June, 1872, against JOSEPH FOSTER HIXON, of the One Hundred and Fifty Mile House, in the District of Cariboo, Province of British Columbia, Trader, has on the application of the said Bankrupt appointed a public sitting under such petition to be held before the Honorable Matthew Baillie Begbie, Chief Justice of our Supreme Court, sitting in Bankruptcy, on the Twelfth day of December next, at 11 o'clock in the forenoon, precisely, at the Court House, New Westminster, for the allowance of the Certificate of the said Bankrupt's conformity to the laws now in force concerning bankrupts, according to the form and subject to the provisions of the statute passed in the Parliament holden in the twelfth and thirteenth years of the reign of Her present Majesty, intituled "The Bankrupt Law Consolidation Act, 1849." This is to give notice that such Court will sit at the time and place above mentioned, for the purpose aforesaid, when and where any of the creditors of the said Bankrupt, who shall have given due notice of their intention to oppose, may be heard against the allowance of such certificate, and the same will be allowed, unless cause be then and there shown to the contrary, or such other order will be made therein as the justice of the case may require.

CHAS. E. POOLEY,
Official Assignee.

Dated, Quesnelmouth,
13th September, 1872.

Omineca Mining Court.

NOTICE IS HEREBY GIVEN, that on and after the 15th October, all Mining Claims legally held in the Omineca District will be laid over until the 1st day of June, 1873.

WM. H. FITZGERALD,
Gold Commissioner.
Omineca, 12th October, 1872.

Gold Commissioner's Notice.

ON AND AFTER THE 1st NOVEMBER NEXT, all Claims in the Cariboo District may be laid over till the 20th May, 1873, subject to the 9th Section of the Gold Amendment Act, 1872.

H. M. BALL,
Gold Commissioner.
Richfield, October 14th, 1872.

GOLD COMMISSIONER'S COURT KOOTENAY.

NOTICE IS HEREBY GIVEN, that on and after Monday, the 21st of October, all Mining Claims legally held in this District will be laid over until the 1st day of June, 1873.

A. W. VOWELL,
Gold Commissioner.

Kootenay, October 14th, 1872.

The substance of this Notice as soon as it is received on board, is to be inserted in red ink on the Charts affected by it; and introduced into the margin, or otherwise in the page, of the Sailing Directions to which it relates. See Instructions, Navigation and Pilotage, p. 172.

NOTICE TO MARINERS.

[No. 82.]

UNITED STATES—PACIFIC COAST—TERRITORY
OF WASHINGTON.

FOG-SIGNAL AT CAPE FLATTERY LIGHTHOUSE.

The United States Government has given Notice, that a steam fog-whistle has been established at Cape Flattery lighthouse, on Tatouch island, entrance of Juan de Fuca strait. On and after the 1st day of November 1872, during thick and foggy weather, it will be sounded at intervals of *fifty-two seconds*; each blast being of *eight seconds* duration.

CALIFORNIA—HUMBOLDT BAY.

BELL-BOAT OFF HUMBOLDT BAR.

Also, that a bell-boat has been moored in 16 fathoms off the bar at the entrance to Humboldt bay, California.

From the bell-boat, Humboldt light bears E. $\frac{1}{4}$ N., distant 2 miles; and Red Bluff S. E. by E. $\frac{3}{4}$ E.

The bell should be heard from a distance of about three quarters of a mile, depending however on the wind and the roughness of the sea.

[All Bearings are Magnetic. Variation 18° Easterly in 1872.]

By Command of their Lordships,
GEO. HENRY RICHARDS,
Hydrographer.

Hydrographic Office, Admiralty, London,
23rd September, 1872.

This Notice affects the following Admiralty Charts:—Juan de Fuca strait, Nos. 1910 and 1911; Vancouver Island, No. 1917; Diego Bay to Cape Mendocino, No. 2530; Cape Mendocino to Vancouver Island, No. 2531. Also, Lights Lists, North America (West Coast) No. 89.

The substance of this Notice, as soon as it is received on board, is to be inserted in red ink on the Charts affected by it; and introduced into the margin, or otherwise into the page, of the Sailing Directions to which it relates. See Instructions, Navigation and Pilotage, p. 172.

NOTICE TO MARINERS.

[No. 68.]

CALIFORNIA.

FOG SIGNAL AT POINT ANO NUEVO.

The United States Government has given Notice, that a steam fog-whistle has been established at the Island off Point Ano Nuevo, in lat. 37° 6' 30" N., long. 122° 19' W. In thick or foggy weather the whistle will sound *fifteen seconds*, followed by an interval of *forty-five seconds*.

FOG SIGNAL AT POINT BONITA.

Also that a steam fog signal, "a siren," has been established at Point Bonita lighthouse, north side of the entrance of San Francisco Bay. In thick or foggy weather blasts of *four seconds* duration will be made, followed by an interval of *thirty-five seconds*.

By Command of their Lordships,
GEO. HENRY RICHARDS,
Hydrographer.

Hydrographic Office, Admiralty, London,
25th July, 1872:

This Notice affects the following Admiralty Charts:—Point Pinos to Bodega Island, No. 229; Diego Bay to Mendocino Cape, No. 2530; and San Francisco, No. 591.

In the Supreme Court of British Columbia.**IN BANKRUPTCY.**

A deed bearing date the 4th day of December, 1872, and made between Andrew William Piper of Government street, Victoria, Province of British Columbia, Baker and Confectioner, of the first part and Charles Thomas Millard, of Wharf Street, Victoria, aforesaid merchant, and Jules Rueff of the same place, merchant, of the second part, grants and assigns as in manner therein mentioned, all the estate and effects for the benefit of the creditors of the said Andrew William Piper. The execution of the said deed was attested by M. W. Tyrwhitt Drake, Solicitor, Supreme Court. The said deed was deposited in the Office of the Registrar of the Supreme Court for registration on Saturday, the seventh day of December, 1872, at 12:15 p. m., and was duly registered by me according to the Provision of the Bankruptcy Act, 1862.

CHAS. E. POOLEY,

Deputy Registrar Supreme Court.
Supreme Court, Registrar's Office.

In the Legislative Assembly.

SESSION 1872-1873.

NOTICE IS HEREBY GIVEN, that an application will be made to the Legislative Assembly during the session next ensuing the date of this notice, for leave to bring in a bill to enable Messrs. Dunsmuir, Diggle & Co., the owners of the Wellington Colliery, situated near Departure Bay, on the East coast of Vancouver Island, to acquire a strip of land sixty-six feet wide, and extending from their mine to the shore of Departure Bay aforesaid, for the purpose of building a Railway or Tramroad thereon, for the conveyance of coal from the mine to the place of shipment. It is also proposed that the said bill shall enable the said Messrs. Dunsmuir, Diggle & Co. to acquire a Block of Land containing Five Acres at the shore terminus of the said strip of land, for the erection of Coal Sheds, etc., for the purposes of the business of the said mine.

A Diagram of the proposed Railway or Tramroad will be deposited for public inspection on or before the 30th November instant, with the Clerk of the Bench at Nanaimo, together with a copy of the *British Columbia Gazette* containing this notice.

12th November, 1872.

EDWIN JOHNSON,
Solicitor for Messrs. Dunsmuir, Diggle & Co

NOTICE.

HOUSE OF ASSEMBLY,
2nd August, 1872.

(Extract from Rules relative to Private Bills.)

50. All applications for Private Bills, properly the subject of legislation by the Legislative Assembly of British Columbia, within the purview of "The British North America Act, 1867," whether for the erection of a Bridge, the making of a Railroad, Turnpike Road, or Telegraph Line; the construction or improvement of a Harbour, Canal, Lock, Dam, or Slide, or other like work; the granting of a right of Ferry; the incorporation of any particular trade or calling, or of any Joint Stock Company; or otherwise for granting to any individual or individuals any exclusive or peculiar rights or privileges whatever, or for doing any matter or thing which in its operation would affect the rights or property of other parties, or relate to any particular class of the community; or for making any amendment of a like nature to any former Act,—shall require a Notice, clearly and distinctly specifying the nature and object of the application, to be published as follows, viz.:—

A notice inserted in the *British Columbia Gazette*, and in one newspaper published in the District affected, or if there be no newspaper published therein, then in a newspaper in the next nearest District in which a newspaper is published.

Such notice shall be continued in each case for a period of at least six weeks, during the interval of time between the close of the next preceding Session and the consideration of the Petition.

51. Before any Petition praying for leave to bring in a Private Bill for the erection of a Toll Bridge, is presented to the House, the person or persons intending to petition for such Bill, shall, upon giving the notice prescribed by the preceding Rule, also, at the same time, and in the same manner, give notice of the rates which they intend to ask, the extent of

the privilege, the height of the arches, the interval between the abutments or piers for the passage of rafts and vessels, and mentioning also whether they intend to erect a drawbridge or not, and the dimensions of the same.

CHARLES GOOD,
Clerk of the Legislative Assembly.

In the Legislative Assembly.

SESSION 1872-1873.

CITY OF VICTORIA—WATER.

NOTICE IS HEREBY GIVEN, that application is intended to be made to the Legislative Assembly during the next ensuing session for leave to bring in a Bill for the purpose of enabling the Municipal Council of the City of Victoria to construct and maintain Works for supplying the City and District of Victoria with water, and to construct and maintain reservoirs, sluices, ditches, drains, conduits, embankments, pumps, steam and other engines, necessary for the purpose of bringing pure water from Elk Lake to Victoria, with power to make deviation and to take water from Prospect Lake, Beaver Lake, Swan Lake, and Cedar Hill Lake, or any of them, and to make all necessary works for such purpose, and to cross, break open, alter, divert, or stop up any roads, streets, public places, bridges, works, pipes, sewers, drains, streams, and water-courses, and to purchase by compulsion or otherwise any lands, houses and other hereditaments requisite for the purposes aforesaid.

And for the purpose of enabling the said Corporation to raise money by issuing debentures and levying rates for the payment of the principal sum, interest thereon, and Sinking Fund, and of obtaining from the Provincial Government a guarantee at the rate not exceeding an amount to be therein stated on all monies to be expended in the construction of works therein referred to, or otherwise for the purpose of the Bill, as also for the purpose of levying tolls and charges for the supply of water and to make provisions for preventing the waste of the water supplied and to adopt proper regulations in reference thereto, as also to raise money by borrowing on mortgage.

The Bill will incorporate with itself all or some of the provisions of the "Vancouver Island Lands Clauses Consolidation Act, 1863," and all or some of the clauses of the "Public Works Act, 1872."

The plans and sections may now be seen at the Land Office, James' Bay.

And notice is hereby further given, that plans and sections of the said proposed works, and the lands in or through which the same are intended to be made, or which may be taken for the purposes aforesaid, together with a Book of Reference to such plans, and also a copy of this notice as published in the *British Columbia Gazette*, will be deposited for public inspection on or before the 30th day of November instant, with the Clerk of the Bench, Victoria; at his office at the Police Court, Bastion st., Victoria, and that a copy of so much of the said plans, sections and book of reference as relates to each District in or through which the works are proposed to be made or maintained; and also a copy of this notice as published in the *GAZETTE* will be deposited for public inspection on or before the 30th day of November at the Public School House in each District.

Dated this 9th day of November, 1872.

HENRY CLASSON COURTNEY,

Solicitor for the Municipal Council of the City of Victoria, for the purposes of the undertaking,
Langley Street, Victoria.

NOTICE

IS HEREBY GIVEN, that application is intended to be made to the Legislative Assembly of British Columbia in the ensuing session for an Act to incorporate a Company for the purpose of making and maintaining a Railway, with all proper, necessary or convenient stations, approaches, bridges, viaducts, embankments, roads, communications, and other works commencing in or near the City of Victoria, and terminating at or near Esquimalt Harbour.

And to enable the Company to make such deviations, and to stop up, alter, cross and direct roads,

foot-paths, streams, water-courses and works between the aforesaid places, to purchase by compulsion or otherwise, lands, houses and other property, to levy tolls for or in respect of the use of the Railway or works, and to alter existing tolls.

The Bill will incorporate with itself all or some of the provisions of The Companies Clauses Consolidation Act, 1845; The Companies Clauses Act, 1863; The Companies Clauses Act, 1869; The Vancouver Island Lands Clauses Consolidation Acts, 1863; The Vancouver Island Railway Clauses Consolidation Act, 1863.

Plans and sections showing the Railway and road, and the lands or houses in and through which they may be made, with a book of reference to such plans and a copy of this notice as published in the *Gazette* will, on or before the 30th day of November next, be deposited for public inspection with the Clerk of the Bench of Victoria, and the Surveyor-General, of so much of the said plans, sections, and book of reference as relates to each District in or through which the Railway will be made, or in which any lands or houses proposed to be taken are situate, and a copy of this notice as so published will, on or before the same day, be lodged at the School-houses of the respective Districts.

DRAKE & JACKSON.

Solicitors for Promoters.

In the Legislative Assembly.

SESSION 1872-1873.

CITY OF VICTORIA, WATER.

NOTICE IS HEREBY GIVEN, that application is intended to be made to the Legislative Assembly during the next ensuing session for leave to bring in a Bill to incorporate a Company to be called The City of Victoria Waterworks Company, and to enable the Company to construct and maintain Works for supplying the City and District of Victoria with water, and to construct and maintain reservoirs, sluices, ditches, drains, conduits, embankments, pumps, steam and other engines necessary for the purpose of bringing pure water from Elk Lake to Victoria, with power to make deviations and to take water from Prospect Lake, Swan Lake, and Cedar Hill Lake, or any of them, and to make all necessary works for such purpose, and to cross, break open, alter, divert, or stop up any roads, streets, public places, bridges, works, pipes, sewers, drains, streams, and water-courses, and to purchase by compulsion or otherwise any lands, houses, and other hereditaments requisite for the purposes aforesaid. Also, to raise further sums of money, and to increase their capital by the creation of shares or stock, with or without preference, priority, or guarantee, on payment of interest or dividend, or with other special rights and privileges, and by borrowing on mortgage or debenture, or by all or any of such means, and to enable the Company to levy tolls, rates, and charges for the supply of water, and to make provision for preventing the waste of the water supplied, and to adopt proper regulations in reference thereto.

The Bill will vary, and extinguish all existing rights and privileges which would interfere with its objects, and will incorporate with itself all or some of the provisions of The Vancouver Island Lands Clauses Consolidation Acts, 1863.

And notice is hereby further given that plans and sections of the said proposed works, and the lands in or through which the same are intended to be made, or which may be taken for the purposes aforesaid, together with a book of reference to such plans; and, also, a copy of this notice as published in the *B. C. Gazette*, will be deposited for public inspection on or before the 30th day of November next, with the Clerk of the Bench in the City of Victoria, at his office at Bastion street, in the said City, and that a copy of so much of the said plans, sections, and book of reference as relates to each District in or through which the said works are proposed to be made or maintained; and, also, a copy of this notice as published in the *Gazette*, will be deposited for public inspection on or before the said 30th day of November next, at the public School-houses in and for each district.

DRAKE & JACKSON,

Solicitors for Promoters.